**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO.554 OF 2007**
**IN**
**WRIT PETITION NO. 1299 OF 2007**

Muttu Raju Alwar. ... Petitioner.

V/s.

Municipal Corporation for
Gr. Mumbai & Ors. ... Respondents.

Mr. Sakhardande i/b. Mrs. S.S. Wagh for the petitioner.
Mrs. A.R. Joshi for the respondents.

**CORAM : D.B. BHOSALE, J.**

**31ST OCTOBER 2007.**

**P.C. :-**

. Heard learned counsel for the petitioner. It appears that vide order dated 29.6.2007 this Court had directed the Executive Engineer to decide the application, which was to be filed by the petitioner, as expeditiously as possible and in any case, within a period of two months from the date of the order. Accordingly, the application was made by the petitioner

and in reply thereto, the petitioner was asked to comply with certain conditions by the corporation vide their letter dated 17.8.2007. According to the petitioner, they have complied with all the requirements and so informed to the Executive Engineer vide their letter dated 21.9.2007. This entire process, it appears, could not be completed within two months as per order dated 29.6.2007 and in view thereof, the Executive Engineer vide letter dated 25.10.2007 informed the petitioner as follows :-

> " An application was received to this office from Architect, Shri Vinayak Lomate on behalf of you for regularization of work mentioned above. The same was refused and recorded.
>
> However, Architect has requested to revalidate the proposal and to continue the file and requested one month extended period for compliance of conditions in F.P. letter which can be considered subject to you obtaining additional time from Hon’ble High Court."

2. Considering all the correspondence placed on record after the order dated 29.6.2007, time granted by order dated 29.6.2007 to decide the application is extended by one month from today. It is made clear to the parties that no further extension shall be granted on any ground whatsoever. The Executive Engineer will have to pass appropriate orders within one month from today. It is needless to express that while passing this order, I have not examined the merits of the case and the Executive Engineer shall decide the matter on merits in accordance with law.

3. With these directions, Notice of Motion is disposed of. Rest of the order dated 29.6.2007 remains unaltered.

**(D.B. BHOSALE, J.)**